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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of:  
Mcelfresh et al.

Serial No.: 09/400,812

Filing Date: September 22, 1999

Title: HYDRAULIC FRACTURING USING  
NON-IONIC SURFACTANT GELLING AGENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Docket No.: ACA6320

Group Art Unit: 1712

Examiner: P.C. Tucker

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on May 25, 2004

*Christina Cangelosi*  
Christina Cangelosi

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated February 25, 2004 of the Examiner finally rejecting Claims 1, 4, 6, 7 & 9.

☒ Appeal Fee -- \$330.00

Applicants hereby Petition for an Extension of Time under 37 CFR 1.136 of:

One Month (\$110.00)

Two Months (\$ 400.00)

Three Months (\$920.00)

Four Months (\$1440.00)

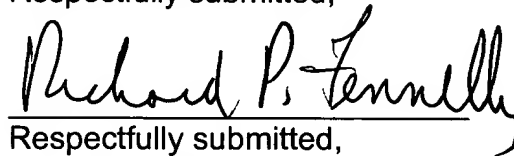
The total fee believed due is \$330.00. Please charge this amount and any other fees which may be due (including filing fees under 37 CFR 1.16 and processing

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fees under 37 CFR 1.17) to Deposit Account No. 01-1350. If an extension of time is required but has not been requested above, Applicants hereby petition for an extension of time sufficient for the present Notice of Appeal to be timely.

Respectfully submitted,

  
Respectfully submitted,

Richard P. Fennelly  
Attorney for Applicant(s)  
Reg. No. 25,677

Akzo Nobel Inc.  
Intellectual Property Dept.  
7 Livingstone Avenue  
Dobbs Ferry, NY 10522-3408  
Tel No.: (914) 674-5464



**TRANSMITTAL LETTER**

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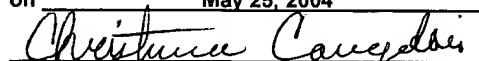
Group Art Unit: 1712

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on May 25, 2004

  
Christina Cangelosi

Sir:

☒ Transmitted herewith find the document(s) related to this application.

TRANSMITTAL LETTER IN DUPLICATE; RESPONSE TO OFFICE ACTION; NOTICE OF APPEAL; CERTIFICATE OF MAILING; AND POST CARD

☒ Applicant hereby petitions for an extension of time under 37 CFR 1.136 of:

☒ One Month (\$110.00)

☐ Two Months (\$420.00)

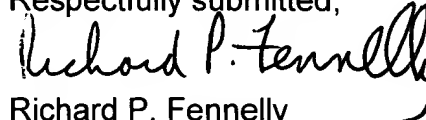
☐ Three Months (\$950.00)

☐ Four Months (\$1480.00)

☒ Notice of Appeal (\$330.00)

The total fee believed due is \$ 330.00. Please charge this amount and any other fees, which may be due (including filing fees under 37 CFR 1.16 and processing fees under 37 CFR 1.17) to Deposit Account No. 01-1350. If an extension of time is required but has not been requested above, Applicant hereby petitions for an extension of time sufficient for the attached document(s) to be timely. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Richard P. Fennelly  
Attorney for Applicant(s)  
Reg. No. 25,677

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